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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. CR 14-00412 TEH
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	REGARDING STATUS CONFERENCE AND
v.)	REMAINING TRIAL ISSUES
)	
VALENTINO JOHNSON,)	
)	
Defendant.)	
)	

The United States and Defendant, Valentino Johnson, (“the parties”) hereby stipulate as follows:

1. On August 28, 2015, Defendant was found guilty of Count One, being a felon in possession of a firearm in violation of 18 U.S.C. § 922(g)(1). (Docket No. 239.) Count Two against Defendant, obstruction of justice for tampering with official proceedings under 18 U.S.C. § 1512(c)(2), remains to be tried before a jury, as does the forfeiture allegation of the Superseding Indictment.

2. In the interest of judicial economy and conserving resources, the parties wish to avoid a second trial. Accordingly, Defendant has agreed to waive his right to have the forfeiture allegation tried to a jury, and will submit to the Court’s determination of that issue. Defendant proposes to enter a waiver of jury trial on the forfeiture allegation at the sentencing hearing, where the Court will have the

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1 opportunity to confirm that his waiver is knowing and voluntary. Also at the sentencing hearing, the
2 United States will move to dismiss Count Two, thereby obviating any need for a second trial.

3 3. Based on the above stipulations, the parties respectfully request that the status conference
4 scheduled for September 28, 2015 be taken off calendar.

5 SO STIPULATED.

6 DATED: September 25, 2015

BRIAN J. STRETCH
Acting United States Attorney

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8
9 /s/_____
Rita F. Lin
Assistant United States Attorney

10
11 /s/_____
12 Nicholas Y. Lin
13 Counsel for Defendant Valentino Johnson

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15 SO ORDERED.

16 DATED: September 28, 2015

